

Commission Meeting

2010-10-27 10:30:00.0

Joseph P. Bort MetroCenter Lawrence D. Dahms
Auditorium 101 - Eighth Street Oakland,
California 94607

*This agenda was updated 2010-10-20 09:39:42.0.
It is accurate to the best of our knowledge at that
time.*

For assistance, please contact Rosy Leyva,
rleyva@mtc.ca.gov, 510.817.5775

*This meeting will be [audiocast](#) on the MTC Web
site during the meeting, and an [audio file](#) will be
available for approximately one month after the
meeting date.*

Chair

Scott Haggerty

Vice Chair

Adrienne J. Tissier

Members

Tom Azumbrado Tom Bates Dean J. Chu
Dave Cortese Chris Daly Bill Dodd
Dorene M. Giacomini Federal D. Glover
Anne W. Halsted Steve Kinsey Sue
Lempert Jake Mackenzie Jon Rubin Bijan
Sartipi James P. Spering Amy Rein Worth
Ken Yeager

Roll Call

1.

Action: Confirm Quorum

2. **Pledge of Allegiance**

Chair's Report -

3. **Presented by:** Haggerty

Action: Information

Commissioner Comments

4.

Action: Information

Policy Advisory Council Report -

5. **Presented by:** Branson

Action: Information

Executive Director's Report -

6. **Presented by:** Heminger

Action: Information

Consent Calendar

7.

Action: Approval

Commission Meeting Minutes - September 22, 2010.*

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- [7a_CommissionMinutes9-22-10.pdf](#)

Operations Committee

Resolution No. 3983 - Clipper Operating Rules.*

- [tmp-3983.pdf](#)

- [tmp-3983 Attachment-A.pdf](#)

Programming & Allocations Committee

Resolution Nos. 3885, Revised, and 3896, Revised - American Recovery and Reinvestment Act (ARRA) Program Revisions and Update.*

- [tmp-3885.pdf](#)

- [tmp-3896.pdf](#)

Resolution No. 3875, Revised - 2009 Transportation Improvement Program (TIP) Amendment 2009-60.*

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- [tmp-3875.pdf](#)

Resolution Nos. 3914, Revised and 3819, Revised - Proposed allocation of approximately \$74 million in Bridge Toll funds and rescission of approximately \$12 million in RM2 funds.

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- [tmp-3819.pdf](#)

- [tmp-3914.pdf](#)

Resolution Nos. 3950, Revised and 3951, Revised - Allocation of \$53 million in FY 2010-11 TDA and STA funds to various claimants for transit operating.*

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- [tmp-3950.pdf](#)

- [tmp-3951.pdf](#)

Resolution No. 3973 - 2010 Productivity Improvement Program (PIP) from Transportation Development Act (TDA) Triennial Audit Reports.*

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- [tmp-3973.pdf](#)

Standing Committee Minutes

Draft Committee minutes are presented for information only as background for items that will be taken up by the full Commission. The respective committees at their next regular meetings will approve the minutes.

Planning Committee Meeting Draft Minutes - October 8, 2010.*

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- [7_Planning_Draft-Oct-minutes.pdf](#)
- **Operations Committee Meeting Draft Minutes - October 8, 2010.**
- Legislation Committee Meeting Draft Minutes - October 8, 2010.***

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- [7_LegislationDraft-MinutesOct.pdf](#)
- Administration Committee Meeting Draft Minutes - October 13, 2010.***

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- [7_AdministrationDraft-Oct-Minutes.pdf](#)
- Programming and Allocations Meeting Draft Minutes - October 13, 2010.***

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- [7_PAC-Draft-Oct2010_mins.pdf](#)
- Draft MTC Advisory Committee Minutes**

Draft Advisory Committee minutes are presented for Commission information only.

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- [7_PolicyAdvisoryCouncil-Draft-October_Minutes.pdf](#)

Committee Reports

- Ad Hoc audit Committee -**
- 8.
- Presented by:** Haggerty
- Fiscal Year 2009-10 Fiscal Audit.***

Action: Information

- a. • [8aa_BAIFA.pdf](#)
- [auditreport.pdf](#)
- [CAFR_memo.pdf](#)

- Programming & Allocations Committee -**
- 9.

- Presented by:** Kinsey
- Resolution No. 3925, Revised - New Federal Act Cycle 1 STP/CMAQ Program revision**
- a. **to add Climate Initiative Grants.***

Staff recommends grant awards for the Climate Initiatives Innovative Grants and Safe Routes to School Creative Grants totaling \$33 million.

Action: Approval

- [tmp-3925.pdf](#)

Resolution Nos. 3975 and 3976 - Adoption of the 2011 Transportation Improvement Program (TIP) and Federal Air Quality Conformity Determination for the 2011 TIP.*

The federally required TIP is a comprehensive listing of all Bay Area surface transportation projects that receive federal funds or that are subject to federally required action. MTC is required to make a positive air quality conformity determination for the TIP in accordance with EPA's transportation conformity regulations and MTC's Bay Area Air Quality Conformity Procedure).

b.

Action: Approval

- [tmp-3975.pdf](#)

- [tmp-3976.pdf](#)

10. Planning Committee - Spering

Resolution No. 3982 - Draft Title VI Compliance Report.*

The report describes the programs and activities MTC has in place to ensure nondiscriminatory delivery of services and benefits, and is prepared in response to Federal Transit Administration (FTA) Circular 4702.1A. MTC Resolution 3982 would authorize submission of the final report to the FTA.

a.

Action: Approval

- [Draft_2010_Title_VI_Report_v5_planning_committee.pdf](#)

- [TitleVIAppendices10.8.10.pdf](#)

- [tmp-3982.pdf](#)

Legislation Committee -

11.

Presented by: Rubin

S.3629 (Lautenberg)/H.R.5976 (Albio).*

- a. *Focusing Resources, Economic Investment and Guidance to help Transportation (FREIGHT) Act ---*

Action: Approval

Recommended position: Support and Seek Amedments

- [11 LegisRecsOct2010.pdf](#)

Public Comment

12.

Action: Information

Closed Session

13. *The Commission will meet in closed session pursuant to Government Code Section 54956.9(a) to confer with counsel regarding the following litigation: Darensburg, et al. v. MTC, United States Court of Appeals for the Ninth Circuit, Case No. 09-15878, on appeal from the U.S. District Court, Northern District, Case No. C-05-01597-(EDL).*

Open Session

14.

Action: Approval

15. **Adjournment**

Please note next meeting Date & Time

Next meeting

2010-11-17 13:30:00.0

Joseph P. Bort MetroCenter

Lawrence D. Dahms Auditorium

101 - Eighth Street

Oakland, California 94607

*Attachment to Commission members and other officials. (Copies available at meeting).

**All items on the agenda are subject to action and/or change by the Commission.

*** A quorum of this commission shall be a majority of its regular non-ex-officio voting members (9).

Public Comment: The public is encouraged to comment on agenda items at committee meetings by completing a request-to-speak card (available from staff) and passing it to the committee secretary or chairperson. Public comment may be limited by any of the procedures set forth in Section 3.09 of MTC's Procedures Manual (Resolution No. 1058, Revised) if, in the chair's judgment, it is necessary to maintain the orderly flow of business.

Record of Meeting: MTC meetings are tape-recorded. Copies of recordings are available at a nominal charge, or recordings may be listened to at MTC offices by appointment. Audio casts are maintained on MTC's Web site for public review for at least one month.

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Parking at the MetroCenter: Metered parking is available on the street. No public parking is provided at the MetroCenter. Spaces reserved for Commissioners are for the use of their stickered vehicles only; all other vehicles will be towed away.